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## File No. 2892010116 Mailing data January 20, 2004

Notice of Final Decision for Rejection

Japanese Patent Application No.: Hei.11-243617

Drafting Date: January 15, 2004.

Examiner of the Japan Patent Office: Yuuki Maeda 2946 5000

Title of invention: Recording and Reproduction Apparatus

Applicant for patent: Matsushita Electric Inductrial Co., Ltd.

Attorney for the applicant for patent: Kenichi Hayase

This application should be rejected on the basis of the grounds described in Notice of Grounds for Rejection dated July 24, 2003.

Although the contents of a written opinion and an amendment were reviewed, any sufficient grounds which can overturn grounds for rejection cannot be found.

## Remarks:

What the applicant claims in the written opinion are reviewed as follows.

It is insisted that the recording and reproduction

apparatus according to the present invention is provided with "an independent internal buffer" according to Claim 1, and "a first internal buffer", "a second internal buffer" and "a third internal buffer" according to Claim 2, and therefore the recording and reproduction apparatus so constructed "can switch to an optimal access method according to a purpose from each of the plural processing units by selecting a data transmission method depending on a purpose for accessing a file.

However, it is merely a matter in design which can be selected by a person with ordinary skill in the art how the buffers are constituted for a predetermined process, for example, a plurality of buffers are provided or the buffer is shared (for example, the Japanese Published Patent Application No.Hei.7-336639, Japanese Published Patent Application No.Hei.6-012773, and Japanese Published Patent Application No. Hei. 5-101613 disclose that a memory is shared. Further, the Published Patent Application No.Hei.5-205270 Japanese discloses that buffers for reading [reproduction] and writing [recording] are provided and the Japanese Published Patent Application No.Hei.8-63877 discloses that a storage area in a buffer to be used is selected depending on an application).

Then, the effect of independently providing a buffer for each process (buffer for exclusive use) is merely within the scope

of idea which can be expected by a person with ordinary skill in the art.

Furthermore, it is well known that the access is executed in units of file.

Therefore, when the present invention is combined with the above-mentioned technical matters disclosed in the cited references 1-3 which are cited in the last Notice of Ground for Rejection, the constitution of the recording and reproduction apparatus according to the present invention can be easily obtained by a person with ordinary skill in the art (Ground 2).

It is certified that the above descriptions are identical to the matters recorded in the file.

Date of certification: January 16, 2004

Administrator of Ministry of Economy, Trade and Industry

Kurita Kenji

## 拒絕查定

特許出願の番号 平成11年 特許願 第243617号

起案日 平成16年 1月15日

特許庁審査官 前田 祐希 2946 5Q00

発明の名称 記録再生装置

特許出願人松下電器産業株式会社

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この出願については、平成15年 7月24日付け拒絶理由通知書に記載した理由によって、拒絶をすべきものである。

なお、意見書及び手続補正書の内容を検討したが、拒絶理由を覆すに足りる根 拠が見いだせない。

## 備考

出願人が、意見書において主張している点について検討する。

本願の請求項1の「独立した内部バッファ」、請求項2の「第1の内部バッファ」、「第2の内部バッファ」、「第3の内部バッファ」を設けた構成によって、本願構成は、「ファイルへのアクセス目的に応じてデータ転送方法を選択することにより、複数の処理部からの目的に応じた最適なアクセス方法の切り替えを行うことができる」ことを主張している。

しかしながら、バッファを複数個設けたり、バッファを共用する等、所定の処理のために、バッファをどのように構成にするかは、当業者が選択出来得る設計的事項に過ぎない(メモリの兼用について、例えば、特開平7-336639号公報、特開平6-012773号公報、特開平5-101613号公報、また、読み出し用(再生用)と書き込み用(記録用)のバッファを備えた構成については、特開平5-205270号公報参照。用途に応じたバッファの記憶領域の使い分けについては、特開平8-63877号公報参照)。

そして、個々の処理のために、独立してバッファを設けたこと(専用のバッファ)による効果も当業者が予想出来得る範囲に過ぎない。

また、ファイル単位でアクセスすることは、周知である。

よって、先の拒絶理由通知で引用した引用例1-3において、上記技術的事項